

November 12, 2010

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

RE: CC Docket No. 96-45 and CC Docket No. 02-6

Letter of Appeal - Request for Waiver

This is a letter of appeal based on an USAC decision.

Contact Information:

Applicant Name:	Carolina Friends School
Billed Entity Number (BEN):	28534
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City, State, Zip:	Durham, NC, 27705
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Relevant Forms and Application Numbers:

Applicant Name:	Carolina Friends School
Billed Entity Number (BEN):	28534
Form 471 Application Number:	677459
Form 486 Application Number:	648936
Funding Request Numbers (FRN):	185501, 1855034, 1855085, 1855102, 1855128, 1855148, 1855169

Summary of the Decision being appealed:

During the TPA review of our FCC Form 486 (Application Number 648936), we were unable to provide requested documentation regarding the certification of our technology plan. The form was not certified. On appeal we were able to provide the requested documentation, but our appeal was denied because our technology plan was outdated (see Attachment B).

Explanation of the appeal:

In our application five of the FRNs (185501, 1855034, 1855085, 1855102, and 1855128) are for telecommunications, which do not require a technology plan (see Attachment A). We are requesting a waiver of the technology plan requirement for category one funding. When we filed form 486, we did not realize our technology plan was outdated.

In these times of economic hardship we are trying to provide our students with the tools they need to thrive in the 21st century. More than a quarter of our students are receiving financial aid. We do not believe the public interest is best served by denying our funding. The FCC no longer requires technology plans for category one funding. FCC-10-175(58) has amended sections 54.504 and 54.508 of the FCC rules to eliminate the E-rate technology plan requirement for all priority one applications. We are asking the Commission to consider the new rules when reviewing our appeal.

Attachments:

Attachment A	Form 471 Funding Commitment Decision Letter
Attachment B	Administrators Decision on Appeal –Funding Year 2009-10

Please contact me at your earliest convenience if you need any further documentation or have any questions.

Robert W. DuBose

Technology Coordinator

Carolina Friends School